IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

WEDNESDAY, THE 19TH DECEMBER 2007 / 28TH AGRAHAYANA 1929

WP(C).No. 37187 of 2007(B)

PETITIONER:

GEORGE PALLIKUNNEL, S/O. SEBASTIAN,
KARUVANCHAL P.O., ALAKODE (VIA), VELLAD AMSOM,
TALIPARAMBA TALUK, KANNUR DIST.

BY ADV. SRI.V.T.MADHAVANUNNI
SRI.V.A.SATHEESH

RESPONDENTS:

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1. DEPUTY COLLECTOR & CHIEF REVENUE
OFFICER, KERALA STATE HOUSING BOARD,
THIRUVANANTHAPURAM.

2. ASSISTANT SECRETARY,
KERALA STATE HOUSING BOARD, THAVAKKARA, KANNUR.

3. THE DISTRICT COLLECTOR,
KANNUR.

BY ADV.SRI.JAYASANKAR -SC
BY G.P.SRI. BEJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 19/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V. GIRI, J.

W.P.(C).NO.37187 OF 2007- B

Dated this the 19th day of December, 2007.

JUDGMENT

In the year 1996, the petitioner availed a housing loan of Rs.55,000/= from the Kerala State Housing Board. Repayment was defaulted. Under Ext.P1, the Board also made an offer for remission of an amount of Rs.69,415/= towards interest, provided, the petitioner pays the balance amount on or before 30.6.2007 itself. Admittedly, the petitioner was not able to respond to the offer. Subsequently, an amount of Rs.21,000/= was paid by the petitioner as evidenced by Ext.P3. In the meanwhile, Ext.P2 requisition has been sent by the Housing Board stating that the total amount due is Rs.2,10,991/=.

2. Learned counsel for the petitioner submits that the petitioner is now ready to pay the amount as contemplated under Ext.P1 provided that the remission as offered thereunder is kept alive even now. Learned Standing Counsel, Sri.A. Jayasankar, submits that the offer was a time bound one and since the petitioner was not able to respond to the same, it is no longer available. I find

force in that submission.

After having heard both sides, the writ petition is disposed of permitting the petitioner to pay the amount demanded under Ext.P2 in six equal monthly instalments commencing from 01.02.2008. If two consecutive instalments are defaulted, this facility shall stand withdrawn. Enforcement of the demand shall be subject to the facility as offered above.

V. GIRI, JUDGE.

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